



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Applicant

Yiping Ding
Kenneth W. Newman

Serial No.: 10/684,132

Filed: 10/10/2003

For: SYSTEM AND METHOD FOR
STATICAL PERFORMANCE
MONITORING

§
§
§
§
§
§
§
§
§
§
§

Group Art Unit 2857

Attorney Docket No.: 149-0101US

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby submits the following reference in accordance with 37 C.F.R. 1.56 and 1.97. Copies of these references cited in the attached PTO-1449 are enclosed.

Respectfully submitted,


Liangang (Mark) Ye, Reg. No. 48,276

Wong, Cabello, Lutsch,
Rutherford & Brucculeri, L.L.P.
20333 SH 249, Suite 600
Houston, TX 77070
832/446-2407
Fax: 832/446-2424

CERTIFICATE OF MAILING UNDER 1.8(a)

I hereby certify that this document is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on March 18, 2004. 2^c

13,


Joyce Cranford

the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

1

of

2

Complete if Known

Application Number	10/684,132
--------------------	------------

Filing Date	10/10/2003
-------------	------------

First Named Inventor	Yiping Ding
----------------------	-------------

Art Unit	2857
----------	------

Examiner Name

Attorney Docket Number	149-0101US
------------------------	------------

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner
Signature

Date	
Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard St.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard St. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			Complete if Known		
			Application Number	10/684,132	
			Filing Date	10/10/2003	
			First Named Inventor	Yiping Ding	
			Art Unit	2857	
			Examiner Name		
Sheet	2	of	2	Attorney Docket Number	149-0101US

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		YIPING DING and KENNETH NEWMAN, <u>Automatic Workload Characterization</u> , CMG2000 Proceedings, Vol. 1 (2000), 153-66.	
		YIPING DING, KENNETH NEWMAN and CHRIS THORNLEY, <u>On Correlating Performance Metrics</u> , CMG2001 Proceedings, Vol. 1 (2001), 467-77	
		CHRIS OVERTON, <u>Service Level Agreements (SLA's) Between Content Distributors and Content Creators</u> , Keynote Presentation at CMG01 [No written materials available.]	
		<u>Service Level Agreement (SLA)</u> ; http://www.baselinemag.com/print_article/0,3668,a+24380,00.asp	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.
This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.